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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA
10

11 UNITED STATES OF AMERICA) CR. NO. S-05-0034-LKK
12)
Plaintiff,)
13 v.) ORDER SETTING STATUS DATE
AND EXCLUDING TIME
14 LINDA CHANEY,)
JAY McCASTLE,)
15 DAVID TALCOTT USSERY, and)
ROBERT ROBINSON,)
16 Defendants.)
17 _____

18 Based upon request of the parties and representations made in
19 open court on July 26, 2005, IT IS HEREBY ORDERED:

20 This matter is set over for a motions hearing on October 25,
21 2005.

22 The defendants' motions shall be due September 26, 2005, the
23 government's oppositions due October 11, 2005; defendants' reply
24 briefs due October 18, 2005.

25 The Court finds that the matter is complex in that there are
26 multiple defendants, evidence on tapes that need to be reviewed with
27 incarcerated defendants, and that the defendants' counsel reasonably

1 require additional time to review discovery with their clients and
2 to conduct investigation for effective preparation of the motions to
3 be filed on behalf of their clients.

4 The Court further finds that the ends of justice served by
5 granting the defendant's counsel time to diligently prepare motions
6 outweigh the best interest of the defendant and the public in a
7 speedy trial.

8 Accordingly, the Court orders that time shall be excluded until
9 the filing of motions under the Speedy Trial Act, 18 U.S.C. §
10 3161(h)(8)(ii) (T-2 / complexity) and 18 U.S.C. § 3161(h)(8)(iv) (T-
11 4 / preparation of counsel).

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14 Dated: July 26, 2005

/s/ Lawrence K. Karlton
HON. LAWRENCE K. KARLTON
UNITED STATES DISTRICT JUDGE